

UNITED STATES DISTRICT COURT
District of Minnesota
NOTICE OF APPEAL

USCA 8 NO _____

United States of America

Plaintiff

vs

William Howard Proto, Jr

Defendant

21-cr-174

District Court Docket Number

Judge Nancy Brasel

District Court Judge

Notice is given that William Howard Proto, Jr. appeals to the United States Court of Appeals for the Eighth Circuit from the ☒ Judgment & Commitment ☐ Order (Specify) entered in this action on November 7, 2022

Daniel Repka

Digitally signed by Daniel Repka
Date: 2022.11.18 20:49:27 -06'00'

Daniel P. Repka

Signature of Defendant's Counsel

Typed name of Defendant's Counsel

351 15th Avenue North

((651))395-7421

Street Address/Room Number

Telephone Number

South St. Paul MN 55075

11/18/2022

City

State

Zip

Date

TRANSCRIPT ORDER FORM
TO BE COMPLETED BY ATTORNEY FOR APPELLANT

<input type="checkbox"/> Please Prepare a transcript of: <div style="margin-left: 20px;"> <input type="checkbox"/> Pre-trial proceedings <input type="checkbox"/> Testimony <u>or</u> <input type="checkbox"/> Portions thereof _____ <input type="checkbox"/> Sentencing _____ <input type="checkbox"/> Post Trial Proceedings _____ <input type="checkbox"/> Other (Specify) _____ </div>	<input checked="" type="checkbox"/> I am not ordering a transcript because <div style="margin-left: 20px;"> <input type="checkbox"/> Previously filed <input checked="" type="checkbox"/> Other (Specify) _____ </div>
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CERTIFICATE OF COMPLIANCE

Appellant hereby certifies that copies of this notice of appeal/transcript order form have been filed/served upon US District Court, court reporter and all counsel of record, and that satisfactory arrangements for payment of costs of transcripts ordered have been made with the court reporter. (FRAP 10(b)). Method of payment _____ Funds, _____ CJA Form 24 completed (see separate CJA 24 form in criminal appeals form)

Daniel Repka

Digitally signed by Daniel Repka
Date: 2022.11.18 20:58:38 -06'00'11/18/2022

Attorney's Signature

Date

NOTE: Complete All Items on Reverse Side

INFORMATION SHEET
TO BE COMPLETED BY ATTORNEY FOR APPELLANT

1. Defendant's Address : ADDRESS REDACTED
ADDRESS REDACTED
2. Date of Sentence: 11/07/2022 ☒ Jury ☐ Non-Jury
 Offenses: Possession with Intent to Distribute 500 Grams or More of a Detectable
Amount of Methamphetamine (two counts), Felon in Possession of a
Firearm (two counts), Possession of a Firearm in Furtherance of Drug Trafficking
 Trial Testimony - Number of days 3 Bail Status: Remanded
3. Sentence and Date Imposed: 280 months imposed on 11/07/2022
4. Appealing: Sentence ☐ Conviction ☐ Both ☒
 Challenging: ☐ Application of Sentencing Guidelines
☐ Constitutionality of Guidelines
☒ Both Application and Constitutionality
5. Date Trial Transcript ordered by Counsel or District Court: Not yet ordered. Appellant seeks new counsel.
 Stenographer in Charge : Renne Rogge
 (Name, Address, Phone) 300 S. 4th Street, Mpls, MN 55415
612- 664-5107
6. Trial Counsel Was: ☐ Appointed (no fee required) ☒ Retained (filing fee \$505 unless IFP granted)
 Does Defendant's financial status warrant appointment of counsel on appeal?
☒ Yes ☐ No
 Affidavit of Financial Status filed: On 11/17/2022
- Is there any reason why trial counsel should not be appointed as counsel on appeal?
☒ Yes ☐ No
7. Assistant US Attorney Name and Phone Number: Joseph Teirab
612-664-5636

Court Reporter Acknowledgment

 Date Order Received

 Estimated Completion Date

 Est. Number of Pages

 Court Reporter Signature

 Date